IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL WRIT PETITION NO.1351 OF 2002

Shri. Pradeep Manikchand Gadiya ...Petitioner
Vs.
The State of Maharashtra & Anr. ...Respondents

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Office Notes, Office Memorandum of Coram, appearances, Court's orders or directions and Registrar's orders	**Court's or Judge's orders**

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Ms Revati M. Dere for the Petitioner.
Mr.R.Y. Mirza, A.P.P. for the Respondent No.1-State.
Ms Pranali P. Kakade for the Respondent No.2.

CORAM : A. S. OKA, J.
DATE : SEPTEMBER 13, 2005.

P.C.:

. For the reasons separately recorded in the judgment, following is the operative part of the order:

: O R D E R :

i) The impugned Judgments and Orders dated 26th August, 2002 and 26th September, 2002 are quashed and set aside and the Application made by the Petitioner at Exhibit 57 is partly allowed.

ii) The complaint filed by the Respondent No.2 being Criminal Case No.1227 of 2001 is transferred to the Court of Judicial Magistrate, First Class, Cantonment, Pune. The Judicial Magistrate, First Class,

Cantonment, Pune will proceed with the hearing of the complaint from the stage at which it stands today by treating the proceeding of the complaint as legal and valid.

iii) The complaint shall be decided expeditiously.

JUDGE